

United States District Court  
NORTHERN DISTRICT OF CALIFORNIA

E-filing

Shoom, Inc.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

V.

Electronic Imaging Systems of America, Inc.

CV 07

5612

TO: (Name and address of defendant)

Don O. Spagnolo,  
2500 W. Higgins RD, Suite 500, Hoffman Estates, IL, 60195  
Agent for Service of Process for  
Defendant Electronic Imaging Systems of America, Inc.

JCS

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Steven A. Nielsen  
Allman & Nielsen, P.C.  
100 Larkspur Landing Circle, Suite 212  
Larkspur, CA 94939

415.461.2700  
415.461.2726 Fax

an answer to the complaint which is herewith served upon you, within <sup>20<sup>th</sup></sup> days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wierking

CLERK

NOV - 5 2007

DATE

(BY) DEPUTY CLERK



AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me <sup>1</sup>		DATE 11/9/07
Name of SERVER JOANNE M. COX		TITLE PRIVATE INVESTIGATOR
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served Personally upon the Defendant. Place where served:		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input checked="" type="checkbox"/> Other (specify): ELECTRONIC IMAGING SYSTEMS of AMERICA, INC. C/O REGISTERED AGENT - DON O SPAGNOLO 2500 W HIGGINS RD SUITE 100 HOFFMAN ESTATES IL		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>11-9-07</u> <small>Date</small>	<div style="text-align: center;"> <small>Signature of Server</small>  <u>608 E CHICAGO ST</u>  <u>ELGIN IL</u>  <small>Address of Server</small> </div>	
<small>(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure</small>		



## AFFIDAVIT OF SPECIAL PROCESS SERVER

JOANNE COX

NO. CV 07-5612

Being first duly sworn on oath deposes and says that he has served the individual named below in the manner and method as stated below:

- I. That he served the within (summons and a copy of the complaint), (summons and a copy of the petition), (citation, citation notice and certificate of attorney, (rule), (subpoena), \_\_\_\_\_ on the within named defendant by leaving a copy of each with the individual defendant personally as follows:

Defendant _____	Date of Service _____	Description:
_____	Time of Service _____	(a) Male, Female
_____	_____	(b) Ht. _____
_____	_____	(c) Wt. _____
_____	_____	(d) Race _____
_____	_____	(e) Age _____
_____	_____	(f) Eyes _____
_____	_____	(g) Hair _____

Address of Service  
☐ Bus. ☐ Res.

- II. Individual defendant(s) – Abode: (summons and a copy of the complaint), (summons and a copy of the petition), (citation, citation notice and certificate of attorney), \_\_\_\_\_ By leaving a copy at the usual place of abode of each individual defendant with a person of his family, of the age of 13 years or upward, informing that person of its contents and also by sending a copy in sealed envelope with postage fully prepaid, addressed to each individual defendant at his usual place of abode, as follows:

Name of defendant: _____	Person with whom left: _____	Description:
_____	_____	(a) Male, Female
_____	_____	(b) Ht. _____
_____	_____	(c) Wt. _____
_____	_____	(d) Race _____
_____	_____	(e) Age _____
_____	_____	(f) Eyes _____
_____	_____	(g) Hair _____
_____	_____	(h) Time _____

Address of Service \_\_\_\_\_

Date of Service \_\_\_\_\_ Date of Mailing \_\_\_\_\_

- III. Corporation defendants: (summons and copy of the complaint), (citation, citation notice and certificate of attorney) (subpoena). (Wage deduction summons, affidavit and notice), (garnishment summons, non-wage, and affidavit). \_\_\_\_\_ By leaving a copy with the registered agent, officer or agent of each corporation as follows:

Defendant Corporation	Registered agent, Officer or Agent	Date of Service	Description:
ELECTRONIC IMAGING	DON O SPAGNOLO	11/9/07	(a) Male, Female
SYSTEMS OF AMERICA INC			(b) Ht. 6'0
2500 W HIGGINS RD SUITE 100, Hoffman Estates, IL			(c) Wt. 210
Address of Service			(d) Race WHITE
<input checked="" type="checkbox"/> Bus. <input type="checkbox"/> Res.			(e) Age 7/23/62
			(f) Eyes BRN
			(g) Hair BRN
			(h) Time 111AM

- IV. That he was unable to serve the defendant \_\_\_\_\_

Joanne M. Cox  
 SPECIAL PROCESS SERVER (signature)  
 Private Detective Agency #117-000613